



City of El Paso – City Plan Commission Staff Report

Case No: SURW11-00006 Kathy Drive Street Vacation
Application Type: Right-of-way Vacation
CPC Hearing Date: December 15, 2011

Staff Planner: Kevin Smith, 915-541-4903, smithkw@elpasotexas.gov
Location: East of Americas Avenue and North of Alameda Avenue
Legal Description Acreage: 0.03-acre
Rep District: 6
Existing Use: Right-of-way
Existing Zoning: R-F
Proposed Zoning: R-MU

Property Owner: City of El Paso
Applicant: Mary Stillinger and Enriqueta Godinez
Representative: Conde, Inc.

SURROUNDING ZONING AND LAND USE:

North: R-F (Ranch and Farm)/ Residential Development
South: R-F (Ranch and Farm)/ Residential Development
East: R-F (Ranch and Farm)/ Residential Development
West: R-F (Ranch and Farm)/ Residential Development

THE PLAN FOR EL PASO DESIGNATION: Residential

APPLICATION DESCRIPTION

The applicant is proposing to vacate a portion of Kathy Drive and is located within the Richard Lee Subdivision. This portion of the right-of-way is being vacated due to encroachment of approximately three feet into the right-of-way.

CASE HISTORY

On December 1, 2011, the City Plan Commission recommended approval of a rezoning request, to rezone to R-MU (Residential Mixed Use District).

Development Coordinating Committee

The Development Coordinating Committee recommends *approval* of the request to vacate a portion of Kathy Drive with the following requirements and conditions:

Planning Division Recommendation

Approval.

Engineering and Construction Management – Land Development

No Objections

El Paso DOT

Transportation does not object to the proposed street vacation provided a minimum of 52ft. of right-of-way remains.

El Paso Water Utilities

1. EPWU does not object to this request.

Water:

2. There is an existing 8-inch diameter water main extending along Kathy Drive that is available for service, the water main is located approximately 10-feet east from the center right of way line.

Sewer:

3. There is an existing 8-inch diameter water main extending along Kathy Drive that is available for service, the sewer main is located approximately 5-feet west from the center right of way line.

PSB - Stormwater

No comments received.

Parks and Recreation Department

We have reviewed Kathy Drive - Street Right of Way Vacation boundary survey map and offer “No” objections to this proposed Street Right-of-way vacation request.

Texas Gas Service

No comments received.

Central Appraisal District

No comments received.

El Paso Electric Company

No comments received.

911 District

No comments received.

Fire Department

No comments received.

Sun Metro

No comments received.

Geographic Information Systems

No comments received.

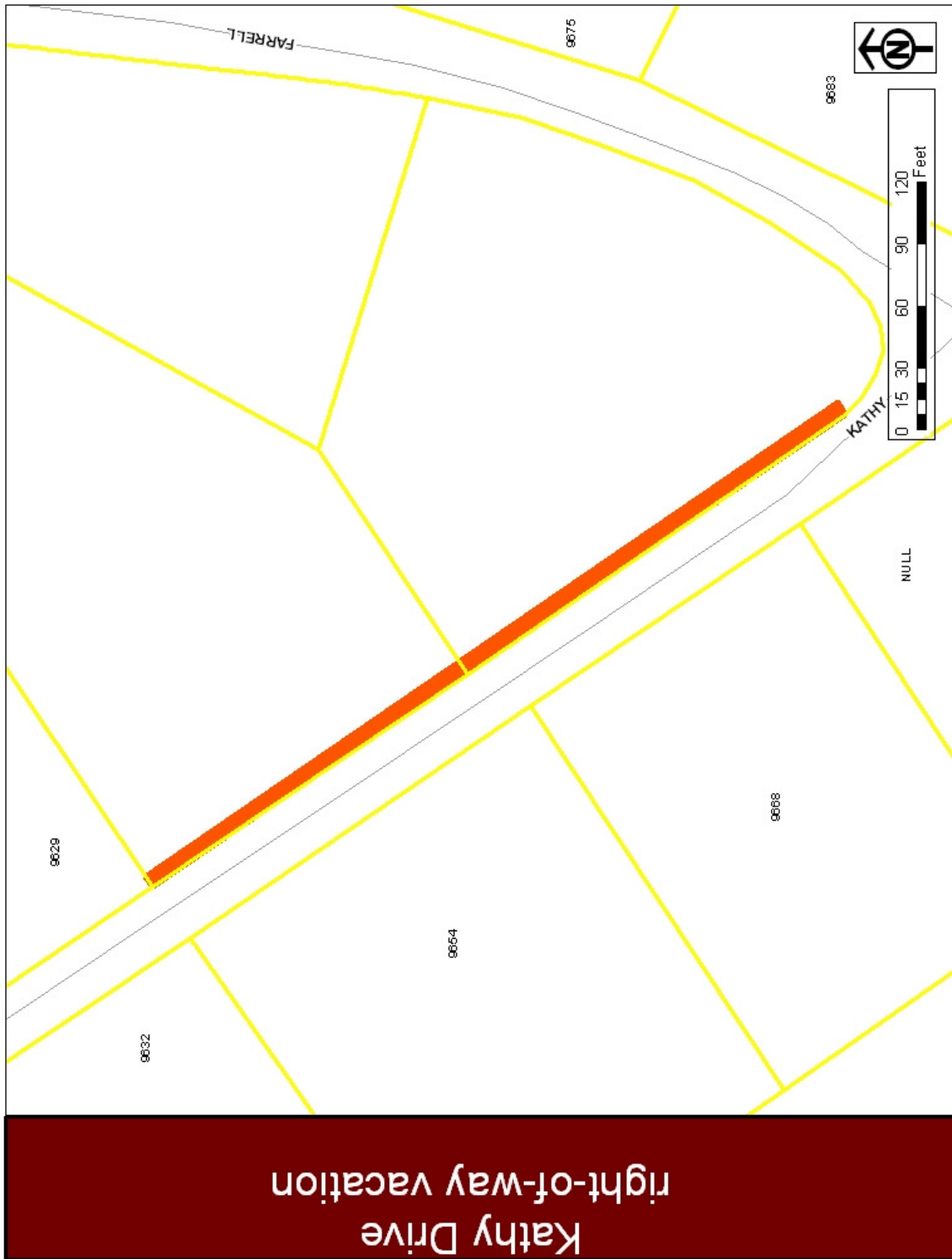
Ysleta Independent School District

No comments received.

Attachments

1. Location map
2. Aerial map
3. Survey
4. Application

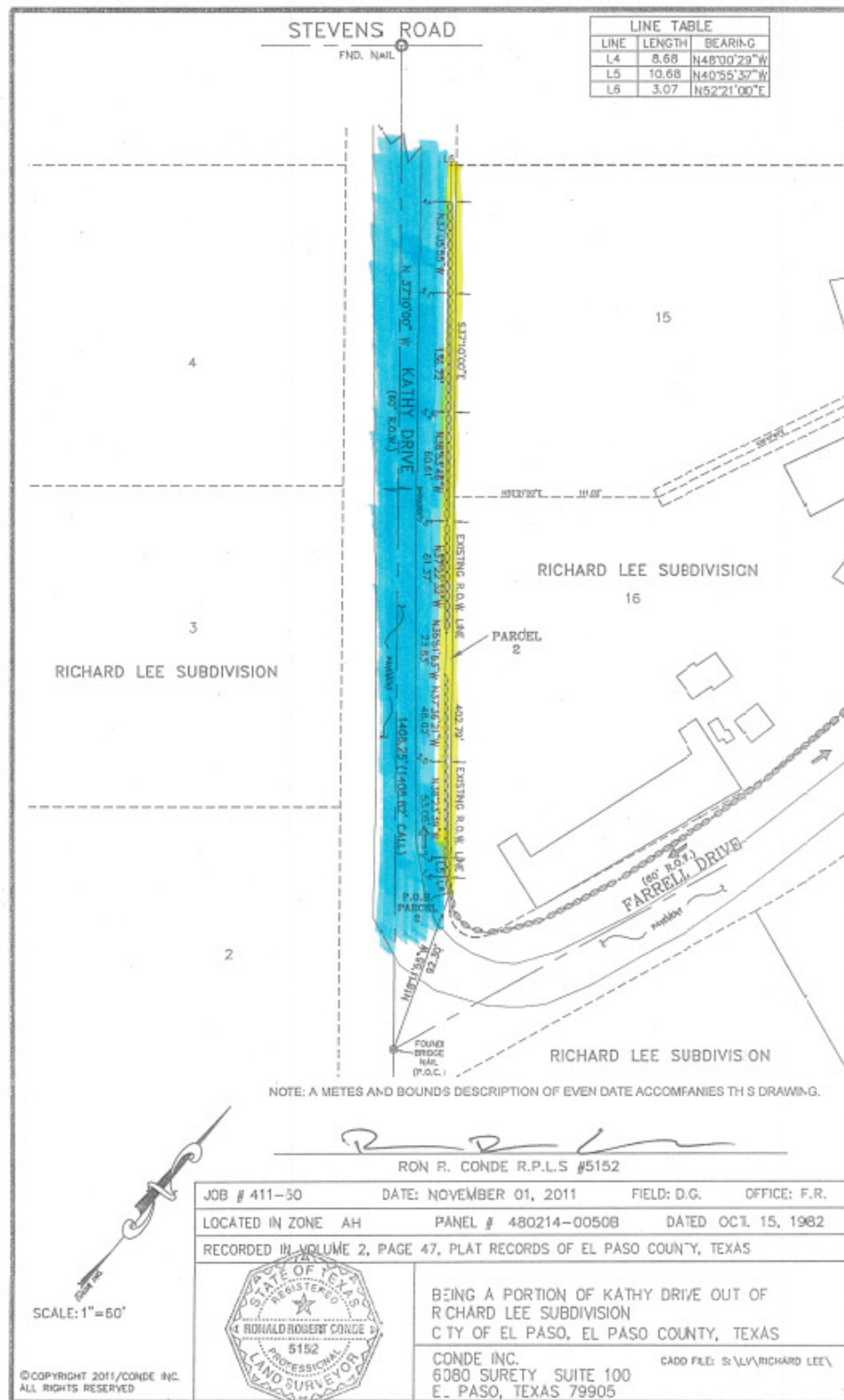
ATTACHMENT 1



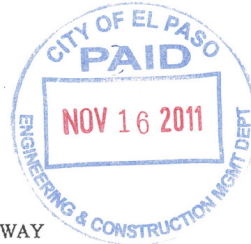
ATTACHMENT 2



ATTACHMENT 3



ATTACHMENT 4



CITY OF EL PASO, TEXAS
APPLICATION FOR VACATION PUBLIC EASEMENTS AND RIGHTS-OF-WAY

Date: 9/20/11

File No. SURW11-00006

1. APPLICANTS NAME Mary Stillinger & Enriqueta Godinez
ADDRESS 4911 Alameda ZIP CODE 79905 TELEPHONE 775-0705
2. Request is hereby made to vacate the following: (check one)
Street ☒ Alley ☐ Easement ☐ Other ☐
Street Name(s) Kathy Drive Subdivision Name Richard Lee Subdivision
Abutting Blocks _____ Abutting Lots _____
3. Reason for vacation request: to allow for a maximum 3' Rockwall encroachment into ROW
4. Surface Improvements located in subject property to be vacated:
None ☐ Paving ☐ Curb & Gutter ☐ Power Lines/Poles ☐ Fences/Walls ☐ Structures ☒ Other ☐ Rockwall
5. Underground Improvements located in the existing rights-of-way:
None ☒ Telephone ☐ Electric ☐ Gas ☐ Water ☐ Sewer ☐ Storm Drain ☐ Other ☐
6. Future use of the vacated right-of-way:
Yards ☐ Parking ☐ Expand Building Area ☐ Replat with abutting Land ☐ Other ☒
7. Related Applications which are pending (give name or file number):
Zoning ☒ Board of Adjustment ☐ Subdivision ☐ Building Permits ☐ Other ☐
8. Signatures: All owners of properties which abut the property to be vacated must appear below with an adequate legal description of the properties they own (use additional paper if necessary).

Signature	Legal Description	Telephone
<u>Enriqueta Godinez</u>	<u>Being a Portion of</u>	<u>775-0705</u>
<u>[Signature]</u>	<u>Kathy Drive out of</u>	
	<u>Richard Lee Subdivision</u>	

The undersigned Owner/Applicant/Agent understands that the processing of this Application will be handled in accordance with the procedure for Requesting Vacations and that no action on processing will be taken without payment of the non-refundable processing fee. It is further understood that acceptance of this application and fee in no way obligates the City to grant the Vacation. I/We further understand that the fee, if the Vacation is granted will be determined by the City of El Paso and a Certified or Cashier's Check must be presented before the request will be recommended for Council action.

The undersigned acknowledges that he or she is authorized to do so, and upon the City's request will provide evidence satisfactory to the City confirming these representations.

The granting of a vacation request shall not be construed to be a waiver of or an approval of any violation of any of the provisions of any applicable City ordinances.

CASHIER'S VALIDATION
FEE: \$966.00

OWNER SIGNATURE: [Signature]

REPRESENTATIVE: [Signature]

NOTE: SUBMITTAL OF AN APPLICATION DOES NOT CONSTITUTE ACCEPTANCE FOR PROCESSING UNTIL THE PLANNING DEPARTMENT REVIEWS THE APPLICATION FOR ACCURACY AND COMPLETENESS.